

United States District Court

DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

Timothy Herlihy**WAIVER OF PRELIMINARY
EXAMINATION OR HEARING
(Rule 5 or 32.1, Fed. R. Crim. P.)**

Case Number: M-# 04-822-NB

I, Timothy Herlihy, charged in a (complaint) (petition) pending in this District with 21 U.S.C. § 846 (conspiracy to distribute in violation of Title 21 U.S.C. § 846, U.S.C.,

and having appeared before this Court and been advised of my rights as required by Rule 5 or Rule 32.1, Fed. R. Crim. P., including my right to have a preliminary (examination) (hearing), do hereby waive (give up) my right to a preliminary (examination) (hearing).

Timothy Herlihy
Defendant

Michael T. S.
Counsel for Defendant

4/20/04
Date